

DECLARATION AND POWER OF ATTORNEY

EBT 9087 US
Docket No. _____

As a below named inventor, I hereby declare that:

- (a) My residence, post office address and citizenship are as stated below next to my name.
 (b) I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled METHOD AND APPARATUS FOR TESTING A SUBSTRATE

the specification of which
 (check one) ☒ is attached hereto.

☐ was filed on _____, as Application Serial No. _____, and was amended on _____ (if applicable).

- (c) I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.
 (d) I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 (a).
 (e) I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate(s) listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)	Priority Claimed
198 02 848.2 Germany 26 January 1998	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
(Number) (Country) (Day/Month/Year filed)	
_____ (Number) (Country) (Day/Month/Year filed)	<input type="checkbox"/> Yes <input type="checkbox"/> No

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior U.S. application in the manner provided by the first paragraph of Title 35, U.S. Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56 (a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Ser. No.)	(Filing Date)	(Status-patented, pending, abandoned)
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I hereby appoint the following attorney(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

E.J. Biskup - 18,987	P.J. Ethington - 17,299
J.C. Evans - 20,124	F.J. Fodale - 20,824
R.W. Hoffmann - 33,711	J.K. McCulloch - 17,452
J.P. Moran - 20,941	O.E. Perry - 19,969
R.L. Stearns - 36,937	C.R. White - 20,494

SEND CORRESPONDENCE TO:

Learman & McCulloch
 5291 Colony Drive North
 Saginaw, Michigan 48603

DIRECT TELEPHONE CALLS TO:

John K. McCulloch
 (517) 799-5300

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Signature Matthias Brunner

Date: November 10, 1998
 Full Name: Matthias Brunner
 Residence: Kirchheim, Germany
 City, State, Zip: 85551 Kirchheim, Germany
 Country: Germany
 Citizenship: German
 P.O. Address: Graf-Andechs-Str. 30
 85551 Kirchheim
 FEDERAL REPUBLIC OF GERMANY

Signature Ralf Schmid

Date: November 10, 1998
 Full Name: Ralf Schmid
 Residence: Poing, Germany
 City, State, Zip: 85586 Poing, Germany
 Country: Germany
 Citizenship: German
 P.O. Address: Betunienweg 9
 85586 Poing
 FEDERAL REPUBLIC OF GERMANY

☐ Additional names and signatures are attached

ASSIGNMENT

WHEREAS Etec EBT GmbH (Assignor), Phillip-Hauck-Strasse 6, 85622 Feldkirchen, Federal Republic of Germany, is the owner of record of the following United States patent application:

Serial No. 09/204,430 filed 12/3/98

WHEREAS ETEC Systems, Inc. (Assignee), a Nevada corporation having an office at 26460 Corporate Avenue, Hayward, California 94545, is desirous of acquiring an interest in said patent application and the inventions disclosed therein;

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) and other good and valuable considerations, the receipt and sufficiency of which are hereby acknowledged, Assignor hereby assigns to Assignee, its successors, assigns, and legal representatives all of Assignor's right, title, and interest in and to said patent application and the inventions disclosed therein.

IN WITNESS WHEREOF Assignor has caused this instrument to be executed by its duly authorized representative this 1st day of February, 2000.

By



Matthias Brunner
Managing Director